



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
1650 Arch Street  
Philadelphia, Pennsylvania 19103-2029

**VIA UPS**

SEP 16 2015

Mr. David Kaczka  
Manager, Office of Environmental and Safety  
U.S. Department of the Treasury  
Bureau of Engraving and Printing  
301 14<sup>th</sup> Street, SW  
Washington, DC 20228

**Re: Notice of Violation  
Compliance Evaluation Inspection  
May 5-6, 2015  
EPA ID No. DC2200907812**

**Docket Number: R3-15-NOV-RCRA-037**

Dear Mr. Kaczka:

On May 5-6, 2015 the U.S. Environmental Protection Agency, Region III ("EPA") conducted a Compliance Evaluation Inspection ("CEI") under the Title 20 of the District of Columbia Municipal Regulations ("DCMR") and the Resource Conservation and Recovery Act ("RCRA"), as amended, 42 U.S.C. Sections 6901 et seq. at your facility. Based on that inspection and/or review of other pertinent information, EPA has determined that the Bureau of Engraving and Printing (the Facility) is violating regulations promulgated under DCMR and RCRA. As a result of this finding, the Agency is issuing this **Notice of Violation (NOV)**. The specific violation(s) are:

1. The hazardous waste transfer container in Press 310 had a tube fed into it and was not closed (Photo #30) per 20 DCMR § 4265.1 [40 CFR § 265.173 (a)] which requires a container holding hazardous waste remain closed during storage except when it is necessary to add or remove waste.
2. Metal halide lamps disposed of in the trash in a junk roll-off container in the 212 Electric Shop (Inspection Rpt., Pg. 9, Para. 4), which, per 20 DCMR § 4273.1 [40 CFR § 273.11 (a)] prohibits the disposal of Universal Waste by a small quantity generator of Universal Waste.
3. The container for the U-Shaped Universal Waste Lamps in Electric Shop 212 was observed unclosed (Inspection Rpt. Pg. 10, Para. 1) per 20 DCMR § 4273.1 [40 CFR § 273.13 (d)(1)] which requires Universal Waste Lamp containers remain closed.

4. The start accumulation date for the Universal Waste Lamps in the 212 Electric Shop was observed to have been scratched out as per 20 DCMR § 4273.1 [40 CFR § 273.15 (c)(1)] which requires placing Universal Waste in a container and marking or labeling the container with the earliest date that any Universal Waste in the container became waste or was received.
5. A container for Excluded Solvent-Contaminated Wipes in the 29-1A and 29-2A Area was not properly marked (Photo #17) per 20 DCMR § 4261.1 [40 CFR § 261.4 (b)(18)(i)] which requires solvent-contaminated wipes, when accumulated, stored and transported, are contained in non-leaking, closed containers that are labeled "Excluded Solvent-Contaminated Wipes".

In addition to the above listed RCRA and DCMR violations, there is an area of concern, which, if not properly addressed, could lead to violations:

1. A hazardous waste container of spent Bottcher-40 solvent was observed in the 125-3 Loading Dock (Photo #19) without indication as to its purpose in this area. The inspector was informed that this was a result of "forklift operator error". 20 DCMR § 4265.1 [40 CFR § 265.16 (a)(1)] requires facility personnel successfully complete a program of classroom or on-the-job training that teaches them to perform their duties in a way that ensures the facility's compliance.

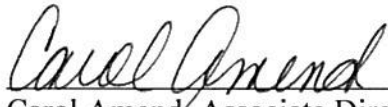
Within twenty (20) calendar days of the receipt of this NOV, please submit a response documenting the measures the facility has taken or is taking to achieve compliance with the violations noted above or provide an explanation of facts and circumstances that cause you to believe that EPA's determination of the alleged violations are in error. If the compliance measures identified are planned or are on-going, please provide a schedule for when the compliance measures will be completed.

Section 3008(a) of RCRA authorizes EPA to take an enforcement action whenever it is determined that any person has violated, or is in violation, of any requirement of RCRA as amended. Such an action could include a penalty of up to \$37,500 per day of violation. In addition, failure to achieve and maintain compliance with the regulations cited in this Notice of Violation may be treated as a repeated offense and may constitute a "knowing" violation of Federal law.

This Notice of Violation is not intended to address all past violations, nor does it preclude EPA from including any ongoing, including the one cited in this letter, or past violations in any future enforcement action. Any response to this NOV shall be addressed to:

Eric Greenwood  
Land and Chemicals Division (3LC70)  
U.S. Environmental Protection Agency - Region III  
1650 Arch Street  
Philadelphia, PA 19103

With regard to the Small Business Regulatory Enforcement and Fairness Act (SBREFA), please see the "Information for Small Businesses" memo, enclosed, which might be applicable to your company. This enclosure provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and also provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, create any rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action. EPA has not made a determination as to whether or not you [or your company] are covered by the SBREFA.



Carol Amend, Associate Director  
Land and Chemicals Division  
Office of Land Enforcement

*Sept 16, 2015*  
Date

Enclosure

cc: D. Tomlinson (DDOE) w/o Enclosure  
P. Belgiovane (3LC70) w/o Enclosure  
E. Greenwood (3LC70) w/o Enclosure